

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2011-110243-001 SE

11/01/2011

HON. RANDALL H. WARNER

CLERK OF THE COURT
S. Yoder
Deputy

STATE OF ARIZONA

THOMAS M FORSYTH III

v.

ALFRED LEE BROWN (001)
DOB: 02/12/1960

CHRISTIAN EDWARD WHITNEY

APO-SENTENCINGS-SE
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-SE

SUSPENSION OF SENTENCE - PROBATION GRANTED

Courtroom ECB 512

10:14 a.m. This is the time set for Sentencing.

State's Attorney:	Karen B. Sciarrotta for Thomas M. Forsyth, III
Defendant's Attorney:	Christian E. Whitney
Defendant:	Present

Court Reporter, Marmie Guimont, is present.

A record of the proceeding is also made by audio and/or videotape.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1: Possession of Marijuana
Class 6 Designated Felony
A.R.S. § 13-3401, 3405, 3418, 610, 701, 702, 801, and 901.01(H)(1)
Date of Offense: February 27, 2011
Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Upon release from prison pursuant to A.R.S. §13-603(K). Count 1: For a period of 2 years.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the state.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning on a date to be determined upon release from prison.

FINE: Count 1 - Total amount of \$1,380.00, which includes surcharges of 84%, payable \$50.00 per month beginning on a date to be determined upon release from prison.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on a date to be determined upon release from prison.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00, payable on a date to be determined upon release from prison.

All amounts payable through the Clerk of the Superior Court.

IT IS ORDERED granting the Motion To Dismiss the following: Count 2; allegation of Defendant's prior felony convictions; and allegation that the Defendant was on probation.

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IT IS FURTHER ORDERED Defendant be released from custody for this case only.

The presentence investigation report is filed under CR2011-110243-001.

10:32 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>.
Attorneys are encouraged to review Supreme Court Administrative Orders 2010-117 and 2011-10 to determine their mandatory participation in eFiling through AZTurboCourt.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HON. RANDALL H. WARNER
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)